

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 7715 of 1989

For Approval and Signature:

Hon'ble MR.JUSTICE KUNDAN SINGH

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?

VRAJLAL CHIMANLAL MODI

Versus

STATE OF GUJARAT

Appearance:

MR MM PRAJAPATI for Petitioner
MR VB GHARANIYA, AGP for Respondent No. 1
MR MC BAROT for Respondent No. 2
RULE SERVED for Respondent No. 3

CORAM : MR.JUSTICE KUNDAN SINGH

Date of decision: 16/11/98

ORAL JUDGEMENT

This petition has been filed for a direction to the respondents to consider the case of the petitioner for the appointment as per the order in Special Civil Application No. 2944 of 1986 from the existing select list till the same is exhausted. Special Civil Application No. 2944 of 1986 was filed by the petitioner

alongwith others and this Court by order dated 14.10.1987 directed the respondents to operate the select list in which the petitioners names were included till fresh select list is prepared in accordance with rules. The Court further directed that in case there were vacancies available, which were to be filled up, the respondents shall make appointments from that select list in accordance with rules. In case the petitioners of that petition were entitled to such appointments in accordance with their rank in the select list, they were directed to be given such appointments.

2. At this stage, the learned counsel for the petitioner seeks permission to withdraw this petition with a liberty to approach before the appropriate authority for his grievances. Accordingly, permission is granted and the petition is disposed of with a liberty to the petitioner to file a representation for redressal of his grievances before the appropriate authority. In case such representation is produced with a certified copy of this order, the authority is directed to decide such representation within two months. Rule made absolute to the aforesaid extent only with no order as to costs.

(sundar)